

**TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE**



**FISCAL NOTE**

**HB 1348 - SB 1409**

March 23, 2017

**SUMMARY OF BILL:** Authorizes expungement of a person's record without filing a petition and at no charge if the charge was dismissed, no true bill was returned, a verdict of not guilty was returned, or the person is arrested and released without being charged. The official charged with releasing the person must ask the person if the person wants all public records destroyed.

**ESTIMATED FISCAL IMPACT:**

**NOT SIGNIFICANT**

**Assumptions:**

- Under current law, such persons can have his or her record expunged at no charge upon filing a petition with the court. The proposed legislation would not require a person to file a petition.
- A person would merely need to elect to have the records destroyed upon being released from custody. The official charged with the release will be responsible for asking the individual whether the person wants the records destroyed and with transmitting the person's response to the necessary agencies to have the records destroyed.
- It is assumed that the courts, Tennessee Bureau of Investigation, Department of Safety, and local law enforcement agencies can accommodate any impact from the proposed legislation within their existing resources without additional appropriations or reduced reversions.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee".

Krista M. Lee, Executive Director

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